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HEALTH & FAMILY WELFARE DEPARTMENT

ORDER

The 8th August, 2024

No.20021—HFW-OUHS-ESTT-0011/2023/H&FW.— Whereas, the Odisha University of Health Sciences Act, 2021 (Odisha Act 22 of 2021) has come into force on the dated 15th August, 2022;

And, whereas, sub-section (2) of Section 19 of the said Act provides for constitution of Academic Council which, inter alia, consists of chairpersons of the Board of Studies, one Professor or Senior Faculty one each from any Government and Private Nursing Colleges, to be nominated by the Vice-Chancellor, two Professors or Senior Faculty from any Government Pharmacy Colleges to be nominated by the Vice-Chancellor, one teacher representing each discipline to be co-opted by the Academic Council;

And, whereas, there are 83 chairpersons of the Board of Studies in the Odisha University of Health Sciences (in short OUHS) under clause (iii) of sub-section (2) of Section 19 of the said Act for which the Academic Council will be too large;

And, whereas, one Professor or Senior Faculty-one each from any Government and Private Nursing Colleges, to be nominated by the Vice-Chancellor under clause(x) of sub-section (2) of Section 19 of the said Act appears to be ambiguous;

And, whereas, no Government Pharmacy College exist in the State at present so as to nominate two Professors or Senior Faculty from any Government Pharmacy Colleges by the Vice-Chancellor under clause (xi) of sub-section(2) of Section 19 of the said Act;

And, whereas, there are 83 courses in OUHS and one teacher representing each discipline under clause (xiv) of sub-section (2) of Section 19 shall give rise to a too large number of members in the Academic Council;

And, whereas, Section 53 provides for deciding disputes regarding the interpretation of any provision of the said Act or statutes, Ordinances or Regulations as to nomination or appointment of a person of any authority or Committee of OUHS by the Chancellor when a reference is made by the Vice-Chancellor upon a requisition signed by not less than twenty-five members of the Board and as the maximum number of Members of the Executive Board is 17, it is found difficult to carry out the said provision;

And, whereas, in view of the facts appearing in the foregoing paragraphs, difficulty arises in giving effect to the provisions contained in clauses (iii), (x), (xi) and (xiv) of sub-section (2) of Section 19 and Section 53 of the said Act;

Now, therefore, in exercise of the powers conferred by sub-section (1) of Section 61 of the Odisha University of Health Sciences Act, 2021 (Odisha Act 22 of 2021), the State

Government do hereby make the following Order to remove the doubt and difficulty, namely:-

1. Short title and commencement – (1) This Order may be called the Odisha University of Health Sciences (Removal of Difficulties) Order, 2024.

(2) It shall come into force on the date of its publication in the *Odisha Gazette*.

2. In the Odisha University of Health Sciences Act, 2021, –

(a) In sub-section (2) of Section 19, for clauses (iii), (x), (xi) and (xiv) and the entries against those clauses the following clauses and entries shall respectively be substitutes, namely :-

“(iii) One Chairperson from the Board of Studies in each faculty of Modern Medicine, Dental Science, Ayurveda, Homeopathy, Nursing, Pharmacy and Allied Sciences to be nominated by the Academic Council for a maximum period of three years;

(x) Two Professors or Senior Faculty, one each from any Government and Private Nursing Colleges, to be nominated by the Vice-Chancellor;

(xi) Two Professors or Senior Faculty from any Pharmacy Colleges to be nominated by the Vice-Chancellor;

(xiv) One teacher representing each faculty of Modern Medicine, Dental Science, Ayurveda, Homeopathy, Nursing, Pharmacy and Allied Sciences to be co-opted by the Academic Council from among the teachers having not less than ten years of teaching experience, other than Principals of Colleges, Heads of recognized institutions of whom, at least one must belong to Scheduled Tribe or Scheduled Caste;”

(b) In Section 53, for the words “twenty-five members” appearing in the proviso, the words, “five members” shall be substituted.

By Order of the Governor

SHALINI PANDIT

Commissioner-cum-Secretary to Government